IN THE HIGH COURT OF JUDICATURE AT PATNA
CR. WJC No.766 of 2008
SHEIKH KARAMULLAH
Versus
THE STATE OF BIHAR & ORS

For the petitioner: Mrs. Rekha Prasad
For the respondents : Mr. G.K.Agrawal , G.P-I
Mr. Dilip Kumar, JC

P R E S E N T

Hon'ble the Chief Justice
And
Hon'ble Mr. Justice Kishore K. Mandal

Dated, the 26th August, 2008

We heard the counsel for the petitioner.

2. The petitioner has been sentenced to life imprisonment vide judgment dated 14th March, 1985, passed by the Additional Sessions Judge, East Champaran in Sessions Trial no.319/16 of 1982- 83. According to him, he has completed about twenty one years of imprisonment by now and, yet, he has not been released from jail after granting him benefit of remission.

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3. As to whether the petitioner is entitled to remission in the light of the Government Policy and the Government Circulars has to be examined by the State Sentence Remission Committee. It appears that no final decision has been taken by the Committee in this regard.

4. In our considered view, the following order will

sub-serve the ends of justice.

The State Sentence Remission Committee, Bihar, Patna shall consider the petitioner's application for remission of sentence in accordance with the existing Government Policy and the Government Circular issued from time to time and take a decision thereon as early as possible in no case later than three months from the date of production of the order of this court and send intimation to the petitioner accordingly.

R. M. Lodha, CJ.

Kishore K. Mandal, J.

Neyaz/-

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